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Attorneys for Burk Rosenthal

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION

SCOTT HANSON, an individual; and  
PAT McCLAIN, an individual;

Plaintiffs,

v.

BURK ROSENTHAL, an individual,

Defendant.

CASE NO. CVS-04-2298 MCE PAN

**STIPULATION AND ORDER RE  
DISMISSAL OF ENTIRE ACTION**

AND RELATED COUNTER CLAIMS AND  
CROSS-ACTIONS.

IT IS HEREBY STIPULATED by and between all of the parties to this action by and  
through their designated counsel of record that, pursuant to the agreed-upon settlement in this

1 matter, the above-captioned action in its entirety, including without limitation the first amended  
2 complaint and the amended counter-complaint and cross-complaint, shall be, and is hereby  
3 ordered dismissed with prejudice as to all parties and all causes of action pursuant to Federal  
4 Rules of Procedure, Rule 41(a). No party to recover costs except as expressly permitted by the  
5 written settlement agreement.

6 This Stipulation may be executed, including by facsimile, in one or more  
7 counterparts, each of which shall be deemed an original, but all together shall  
8 constitute one and the same document.

9  
10 **SO STIPULATED**

11 DATED: ~~May~~ <sup>June</sup> 8, 2005

DIEPENBROCK HARRISON  
A Professional Corporation

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14 By s/ Gene K. Cheever  
GENE K. CHEEVER  
15 Attorneys for Scott Hanson, Pat McClain and  
16 Hanson McClain Retirement Network

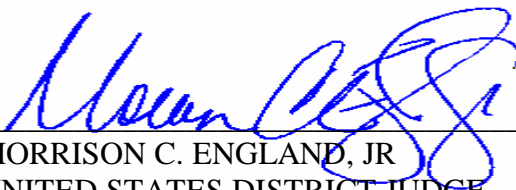
17 DATED: June 7, 2005

LELAND, PARACHINI, STEINBERG,  
MATZGER & MELNICK, LLP

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19  
20 By s/ Mitchell Chyette  
MITCHELL CHYETTE  
21 Attorneys for Burk Rosenthal

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23 **SO ORDERED**

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25 DATED: June 15, 2005

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27 MORRISON C. ENGLAND, JR.  
28 UNITED STATES DISTRICT JUDGE